



UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND  
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, DC 20231  
www.uspto.gov

DATE MAILED: March 14, 2001  
PAPER NO. 21

JONATHAN O. OWENS  
260 SHERIDAN AVENUE, SUITE 420  
PALO ALTO, CA 94306

In re Application of : DANIEL C. HAEG  
Application No. : 09/417,157  
Filed: : 10/12/99  
Attorney Docket No. : P-7670.03-C3

**RESPONSE TO REQUEST  
FOR REFUND**

This is in response to your letter submitted on February 22, 2001 wherein you requested a refund of \$380.00

The request for refund is **DENIED**.

After thorough inspection of U.S. Patent and Trademark Office physical records and Revenue Accounting Management financial records, it is determined that you are not entitled to a refund of \$380.00.

According to our records serial number 09/018,104 was filed with a total of 40 claims with 8 independent claims. Applicant filed a CPA on December 1, 2000. Applicant's deposit account was charged \$180.00 for the additional claims in excess of 20 & \$200.00 was charged to your deposit account for additional claims over 3 independent claims. Applicant suggested in the request for refund that claims 15,16, & 25-40 was canceled. Applicant maybe correct in stating that claims 15, 16 & 25-40 are withdrawn however; these claims are still pending in the application. Please note the office action mailed to applicant on October 8, 1999 indicates on the PTO-326 that claims 1-40 pending although the examiner may have used the language "withdrawn from consideration", this is not considered an authorization to cancel claims.

Please review the attached form PTO-2022 (Claims only Sheet) and the Patent Application Fee Determination Record Sheet.

Telephone inquiries concerning this matter may be directed to Merlin S. Watts (703) 308-1730

*Merlyn S. Watts*  
Merlyn Watts  
Supervisory Legal Instrument Examiner  
Group 3700

**PATENT APPLICATION FEE DETERMINATION RECORD**  
Effective October 1, 2000

Application or Docket Number

*09/018,104*

**CLAIMS AS FILED - PART I**

(Column 1) (Column 2)

TOTAL CLAIMS			
FOR		NUMBER FILED	NUMBER EXTRA
TOTAL CHARGEABLE CLAIMS		minus 20 =	<i>20</i>
INDEPENDENT CLAIMS		minus 3 =	<i>5</i>
MULTIPLE DEPENDENT CLAIM PRESENT			<input type="checkbox"/>

\* If the difference in column 1 is less than zero, enter "0" in column 2

**CLAIMS AS AMENDED - PART II**

(Column 1) (Column 2) (Column 3)

AMENDMENT	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
	Total	*	Minus	** =
Independent	*	Minus	***	=
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM			<input type="checkbox"/>	

SMALL ENTITY  
TYPE

OR OTHER THAN  
SMALL ENTITY

RATE	FEES	RATE	FEES
BASIC FEE	355.00	OR BASIC FEE	710.00
X\$ 9=	<i>180.00</i>	OR X\$18=	
X40=	<i>200.00</i>	OR X80=	
+135=		OR +270=	
TOTAL	<i>735.00</i>	OR TOTAL	

SMALL ENTITY

OR OTHER THAN  
SMALL ENTITY

RATE	ADDITIONAL FEE	RATE	ADDITIONAL FEE
X\$ 9=		X\$18=	
X40=		X80=	
+135=		+270=	
TOTAL ADDIT. FEE		TOTAL ADDIT. FEE	

AMENDMENT	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
	Total	*	Minus	** =
Independent	*	Minus	***	=
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM			<input type="checkbox"/>	

RATE	ADDITIONAL FEE
X\$ 9=	
X40=	
+135=	
TOTAL ADDIT. FEE	

AMENDMENT	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
	Total	*	Minus	** =
Independent	*	Minus	***	=
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM			<input type="checkbox"/>	

RATE	ADDITIONAL FEE
X\$ 9=	
X40=	
+135=	
TOTAL ADDIT. FEE	

RATE	ADDITIONAL FEE
X\$18=	
X80=	
+270=	
TOTAL ADDIT. FEE	

\* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.

\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20."

\*\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3."

The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.

**CLAIMS ONLY**

SERIAL NO. 09/018,104 FILING DATE 2/3/98  
 APPLICANT(S) Hobart

**CLAIMS**

	AS FILED		AFTER 1st AMENDMENT		AFTER 2nd AMENDMENT	
	IND.	DEP.	IND.	DEP.	IND.	DEP.
1	/		/		/	
2	/		/		/	
3	/		/		/	
4	/		/		/	
5	/		/		/	
6	/		/		/	
7	/		/		/	
8	/		/		/	
9	/		/		/	
10	/		/		/	
11	/		/		/	
12	/		/		/	
13	/		/		/	
14	/		/		/	
15	/		/		/	
16	/		/		/	
17	/		/		/	
18	/		/		/	
19	/		/		/	
20	/		/		/	
21	/		/		/	
22	/		/		/	
23	/		/		/	
24	/		/		/	
25	/		/		/	
26	/		/		/	
27	/		/		/	
28	/		/		/	
29	/		/		/	
30	/		/		/	
31	/		/		/	
32	/		/		/	
33	/		/		/	
34	/		/		/	
35	/		/		/	
36	/		/		/	
37	/		/		/	
38	/		/		/	
39	/		/		/	
40	/		/		/	
41						
42						
43						
44						
45						
46						
47						
48						
49						
50						
TOTAL IND.	8		8			
TOTAL DEP.	32	↔	32	↔		
TOTAL CLAIMS	40		40			

	*		*		*	
	IND.	DEP.	IND.	DEP.	IND.	DEP.
51						
52						
53						
54						
55						
56						
57						
58						
59						
60						
61						
62						
63						
64						
65						
66						
67						
68						
69						
70						
71						
72						
73						
74						
75						
76						
77						
78						
79						
80						
81						
82						
83						
84						
85						
86						
87						
88						
89						
90						
91						
92						
93						
94						
95						
96						
97						
98						
99						
100						
TOTAL IND.			↓			
TOTAL DEP.		↔	↓	↔		
TOTAL CLAIMS						

\* MAY BE USED FOR ADDITIONAL CLAIMS OR AMENDMENTS